



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/259,852	03/01/1999	MITCHELL A. MARKOW	P98-2401	5769
7590	10/28/2004		EXAMINER	MEI, XU
Michael G. Fletcher Fletcher, Yoder & Van Someren P.O. Box 692289 Houston, TX 77269-2289			ART UNIT	PAPER NUMBER
			2644	

DATE MAILED: 10/28/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
---------------------------------	-------------	---	---------------------

EXAMINER

ART UNIT PAPER

20041025

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

Applicant's Response After Final dated 08/24/2004 including Declaration Under 37 C.F.R. 1.131 has been received and considered. It is concluded the declaration including evidence of which the present application was conceived 01/06/1999 has a priority date that overcame/prior to filing date the prior art (the Derocher reference) used in the final office action. Therefore, the finality of the previous final office action (paper #9, 6/8/2004) will be withdraw and a new office will be issue upon due time.



Xu Mei
Primary Examiner
Art Unit: 2644